

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Takahiro Nakajima, et al.
Serial No. : 09/830,223
Filed : July 13, 2001
For : POLYMERIZATION CATALYST FOR POLYESTER PRODUCTION, POLYESTER, AND PROCESS FOR PRODUCING POLYESTER

Group Art Unit : 1755

Examiner : James W. Pasterczyk

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

SIR:

In response to the Notification of Defective Response mailed October 23, 2003, submitted herewith are an English Translation of the Application, an English Translation of the Amendment under Article 34, and a copy of the Notification.

The Office is authorized to charge the \$130.00 fee and any other fees under 37 C.F.R. 1.16 or 1.17 or credit any overpayment to Deposit Account No. 11-0600.

Respectfully submitted,

KENYON & KENYON

Date: 11/18/03

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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|--|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 09/830,223 | Takahiro Nakajima | 11197/5 |
| INTERNATIONAL APPLICATION NO. | | |
| PCT/JP99/05866 | | |
| IA. FILING DATE | PRIORITY DATE | |
| 10/25/1999 | 10/23/1998 | |
| CONFIRMATION NO. 3150 | | |
| 371 FORMALITIES LETTER | | |
|  *OC000000011080994* | | |

Date Mailed: 10/23/2003

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Original Specification filed on 07/13/2001
- Claims filed on 07/13/2001
- Oath or Declaration filed on 07/13/2001
- Initial Application Filing Fees filed on 07/13/2001
- Copy of the International Application filed on 07/20/2001
- English Translation of the IA filed on 07/20/2001
- Copy of the International Search Report filed on 07/20/2001
- Copy of IPE Report filed on 07/20/2001
- Information Disclosure Statements filed on 07/20/2001
- Oath or Declaration filed on 07/13/2001
- U.S. Basic National Fees filed on 07/20/2001
- Assignee Statement filed on 07/20/2001
- Priority Documents filed on 07/20/2001
- Power of Attorney filed on 07/20/2001

Applicant's response filed 07/20/2001 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 05/18/2001 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
 - defective translation, did not include any formula
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months

ENTERED
 10-27-03

Best Available Copy

from the priority date (37 CFR 1.492(f)).

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

SHAKEEL AHMED

Telephone: (703) 305-3659

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/830,223 | PCT/JP99/05866 | 11197/5 |

FORM PCT/DO/EO/916 (371 Formalities Notice)



UNITED STATES PATENT AND TRADEMARK OFFICE

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| 09/830,223 | Takahiro Nakajima | 11197/5 |

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|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/JP99/05866 | |
| IA. FILING DATE | PRIORITY DATE |

10/25/1999 10/23/1998

CONFIRMATION NO. 3150
371 ACCEPTANCE LETTER



OC000000012031278

Date Mailed: 03/04/2004

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

| | |
|---|---|
| <u>11/18/2003</u> | <u>11/18/2003</u> |
| DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS | DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS |

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Original Specification filed on 07/13/2001
- Claims filed on 07/13/2001
- Oath or Declaration filed on 07/13/2001
- Initial Application Filing Fees filed on 07/13/2001
- Copy of the International Application filed on 07/20/2001
- English Translation of the IA filed on 11/18/2003
- Copy of the International Search Report filed on 07/20/2001
- Copy of IPE Report filed on 07/20/2001
- Copy of Annexes to the IPER filed on 11/18/2003
- Information Disclosure Statements filed on 07/20/2001
- Oath or Declaration filed on 07/13/2001

- U.S. Basic National Fees filed on 07/20/2001
- Assignment filed on 07/20/2001
- Priority Documents filed on 07/20/2001
- Power of Attorney filed on 07/20/2001

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

SHAKEEL AHMED
Telephone: (703) 305-3659

PART 3 - OFFICE COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

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The stamp of the Patent Office hereon may be taken as acknowledging the receipt, on the date stamped, of

INVENTOR(S) : **Takahiro NAKAJIMA et al.**
SERIAL NO. : **09/830,223**
FILED : **23 April 2001**

The PTO is authorized to charge any fees regarding this filing to
Deposit Account No. 11-0600

Enclosed: **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS,
DECLARATION/POWER OF ATTORNEY, CHARGE \$130.00, ASSOC. POWER OF ATTY.**

JLT/is 11197/5 07/13/01

